IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 13157 of 2002

Between:

T. Subbarayudu, S/o. Venkata Subbaiah,
R/o. 2/1231, Chinna Chowk Village, Chalamareddypalli,
Vukkayapalli post, Cuddapah Mandal, Cuddapah District.

..... PETITIONER

AND

1 The Vice-Chairman and Managing Director, Andhra Pradesh

State Civil Supplies Corporation Limited,
Registered Office 6-3-655/1/A, C.S. Bhavan,
Somajiguda, Hyderabad.

2 The District Manager, Andhra Pradesh State Civil Supplies

Corporation Limited,
Cuddapah.

3 The Joint Collector and Ex-Officio Executive Director,

Andhra Pradesh State Civil Supplies Corporation Limited,
Cuddapah Mandal, Cuddapah District.

4 The Mandal Revenue Officer,
Cuddapah Mandal, Cuddapah District.

5 G. Chandraiah, S/o. Venkaiah,
R/o. D.No.7/207-1, N.G.O Colony,
Masjid Road, Cuddapah.

(R-5 is impleaded as per Court order dt.27.12.2002 in

W.P.M.P.No.31618 of 2002)

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to call for records pertaining to Tender Notification No. PDS/Tenders/ Stage-III(1)/2002, dated; 13-03-2002 and consequential processing of tenders for transportation of essential commodities and sugar at Stage -II from MLS stock point to Fair Price shops in Cuddapah Mandal and hold that the in- action of the Respondents herein in not allotting/keeping in abeyance the allotment of contract to the Petitioner herein though he is lowest bidder as bad, illegal, arbitrary, irrational, illogical and unconstitutional and consequently direct the Respondents herein to allot the contract to the Petitioner herein for transportation of essential commodities and sugar at stage -II from MLS stock point to Fair Price shops in Cuddapah Mandal in pursuance to the Tender Notification PDS/Tenders/ Stage-II/1(1)/2002, dated; 13-03-2002 and the Petitioner's Tender Application made thereafter, by the issuance of Writ of Mandamus and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.J.SUDHEER

Counsel for Respondent Nos.1 to 3: MR. M.N.NARASIMHA REDDY

Counsel for Respondent No.4: G.P FOR CIVIL SUPPLIES

Counsel for Respondent No.5: MR.M.B.THIMMA REDDY

The Court made the following :

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ORDER:

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The dispute in this case relates to transport contract at Stage II for distributing/supplying the essential commodities from Mandal Level Stock Point in Kadapa to all the Fair Price Shops in Kadapa Mandal. The petitioner was initially given the contract for transporting the essential commodities till 31-03-2001. Later tenders were invited. The petitioner's tender was rejected and the tender of the 5th respondent was accepted. When the authorities were about to award the contract to the 5th respondent, the present writ petition is filed.

This Court while admitting the writ petition on 19-07-2002, by interim order of even date in W.P.M.P.No.16348 of 2002 directed status quo, by reason of which the petitioner continued as a transport contractor. It is now brought to the notice of this Court by the learned counsel for the 5th respondent that as per the tender notice

dated 13-03-2002, the period of contract is till 31-03-2004. In that view of the matter, nothing survives in the writ petition.

The writ petition is accordingly dismissed as infructuous. No costs.

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(V.V.S.RAO, J)

07-06-2005

vs

To

1 The Vice-Chairman and Managing Director, Andhra Pradesh

State Civil Supplies Corporation Limited,
Registered Office 6-3-655/1/A, C.S. Bhavan,
Somajiguda, Hyderabad.

2 The District Manager, Andhra Pradesh State Civil Supplies

Corporation Limited,
Cuddapah.

3 The Joint Collector and Ex-Officio Executive Director,

Andhra Pradesh State Civil Supplies Corporation Limited,
Cuddapah Mandal, Cuddapah District.

4 The Mandal Revenue Officer,
Cuddapah Mandal, Cuddapah District.

5 Two CCs to the G.P for Civil Supplies, High Court of A.P.,

Hyderabad.(O.U.T).

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